

GOVERNMENT OF ANDHRA PRADESH
A B S T R A C T

SUITS - Land Acquisition - PJP - GADWAL - Mahabubnagar District - Dharoor (Mandal) Uppair (Village) - O.P.No.466/1994 & 467/1994 - Sanction of decretal charges of **Rs.67,390/-** - Orders - Issued.

IRRIGATION & CAD (PW.LA.III.A2) DEPARTMENT

G.O.RT.NO.

DATE:19.10.2009

Read :

- 1) From the Special Collector (LA) Bheema Project, Mahabubnagar District Lr.Rc.No.E2/PJP/112/2009, dated:24.02.20098.
- 2) From the CCLA, AP, Hyd Lr.No.SRP2/232/09, DT:01.10.2009.

O R D E R:

The Secy.to CCLA, AP, Hyderabad has informed that the proposal of the Special Collector, LA, Bheema Project, Mahabubnagar has submitted the proposals for sanction of final payment of decretal charges in respect of O.P.No.466/94 and 467/94 pertaining to Uppair (V) Dharoor (M) of Mahabubnagar District. The then Special Deputy Collector, LA, PJP, Gadwal had acquired the dry land to an extent of Ac.38-15 gts in the limits of Uppair (V) of Dharoor (M) was acquired vide Award No.8/1987, dt:02.02.1987 for the purpose of Sandy Quarry Road from Chintha Revula (V) to Nettempaad (V) by fixing the market value @Rs.2,500/- per acre for dry land and @Rs.5,000/- per acre for Wet land. Aggrieved with the market value awarded by the LAO, the awardees have filed petitions U/s.18 (1) of L.A.Act with a request to refer the matter to the Civil Court for adjudication. The Sr.Civil Judge, Gadwal had delivered the judgment on 31.07.2002 by enhancing the market value from @Rs.2,500/- to Rs.17,000/- per acre and from Rs.5,000/- to Rs.21,500/- per acre. Aggrieved with the market value enhanced by the Lower Court, the SDC, LA, PJP, Gadwal has filed Appeal before the Hon'ble High Court of A.P,Hyderabad. The Hon'ble H.C of A.P, Hyd has dismissed the appeals filed by the SDC, LA, PJP, Gadwal on 29.12.2005 vide A.S.No.884/2003 & 1153/2003 only in O.P.Nos.466/94 & 467/1994 by confirming the Lower Court orders.

- 2) After careful examination of the matter, Government hereby accord sanction for an amount of **Rs.67,390/- (Rupees Sixty seven thousand three hundred and ninety only)** in respect of O.P.No.466/94 and 467/94 pertaining to Uppair (V) Dharoor (M) of Mahabubnagar District subject to verification whether the reference under section 18 (1) of the L.A.Act is made to the Lower Court after following all the guidelines/directions on the subject and in case it is detected that Sec.18 reference was made contrary to the rules/guidelines issued by the Govt/Special Chief Secretary to Government and Chief Commissioner for Land Administration, Andhra Pradesh, Hyd immediate action should be taken to recover the loss sustained by the Government from the staff concerned and filing of restitution petition and also subject to confirmation of the Chief Engineer as to the extent of land acquired. Further, the Special Collector should verify the calculations made by the Land Acquisition Officer once again thoroughly with reference to the decree and instructions issued by the Government/Special Chief Secretary to Government and Chief Commissioner

for Land Administration, Andhra Pradesh, Hyderabad on the subject from time to time duly deducting the Income Tax as per rules before depositing the amount in Lower court.

(PTO)

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3) The expenditure sanctioned in para (2) ante shall be debitable to following Head of Account under "4701-SMJH -01-Major Irrigation -M.H.122 Jurala Project G.H.11 - NSP- SH (27) - Canals and Distributaries - 530 Major Works - 532 Lands (charged). In case, the available budget provision is not sufficient to meet the present requirement, the expenditure shall be met initially by way of advance from contingency fund subject to surrendering an equal amount from voted grant.

4) This order issues with the concurrence of Finance (Works&Projects) Department vide their U.O. No.1956/F2(2)/2009-1, dated 02.06.2009.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

ADITYA NATH DAS
SECRETARY TO GOVERNMENT

To

The Spl. Chief Secretary to Government & CCLA, A.P., Hyderabad.
The Special Collector (LA) Bheema Project, Mahabubnagar.
The Chief Engineer, I& CAD, MBNR, Jalasoudha Buildings, Hyderabad.
The SDC, LA, PJP, Gadwal, Mahabubnagar.
The Director of Works Accounts, Hyderabad.
Copy to: P.S. to Minister (M& MI).

Finance (W&P) Department/File C.No.7900//LA-III(A2)/2009
SF/SCs

//FORWARDED::BY ORDER//

SECTION OFFICER